

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
ABERDEEN DIVISION

ROBERT HATHORN, JR.

PLAINTIFF

V.

CIVIL ACTION NO. 1:17-CV-215-SA-DAS

THE KANSAS CITY SOUTHERN
RAILWAY COMPANY, INC.,
JOHN WRIGHT, and STUART EVEN GRIFFIN

DEFENDANTS

ORDER

Robert Hathorn Jr. originally filed his Complaint [2] in the Circuit Court of Winston County, Mississippi on November 28, 2017. Defendant Kansas City Southern Railway Company, Inc. removed the case to this Court on December 22, 2017. On January 10, 2018, Defendant Griffin filed a Motion to Dismiss [9], or Alternative Motion for Summary Judgment. This Court granted Griffin's Motion [9] and dismissed Counts 2, 3, and 6 of the Plaintiff's Complaint with prejudice.

Now before the Court is the Defendants', Kansas City Southern Railway Company, Inc., and John Wright, Motion for Summary Judgment [26] seeking dismissal of all of the Plaintiff's remaining claims with prejudice. On August 28, 2018, the Plaintiff made known to the Court that the Plaintiff confesses the Defendants' Motion [26] and that the Plaintiff has no objection to the dismissal of this matter with prejudice.

With no counts remaining against any of the Defendants named in this case, the Defendants' Motion for Summary Judgment [26] is GRANTED as confessed and the Court hereby orders this case DISMISSED with PREJUDICE. This CASE is CLOSED.

So ORDERED, on this the 23rd day of October, 2018.

/s/ Sharion Aycock
UNITED STATES DISTRICT COURT JUDGE